

State of Idaho
License and Certificate of Water Right

Water License No. 21774

Amount Three (3) second feet

Water District No.

Priority November 4, 1950

THIS IS TO CERTIFY that W. H. JENSEN
of Downey, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 4, 1950; that Permit No. 21774
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
three second feet, was issued thereunder on May 18, 1953, showing that said works
were completed on the 25th day of August, 1952; and that on the 25th
day of August, 1952,

W. H. JENSEN

of Downey, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Mars Creek
, a tributary of Portneuf River, for the purpose of irrigation
, under Use Permit No. 21774 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 5078, on the 18th day of May, 1953;

The right hereby confirmed dates from November 4, 1950;

The Point of Diversion is located

in the NW 1/4 SW 1/4, Sec. 3, Tp. 12 S., R. 37 E., B. M. Bannock

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed Three (3) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S.	37 E.	3	SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
		4	SE 1/4 SE 1/4	40	37
			NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	40	40
		10			
Number of Acres Actually Irrigated					197

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

18th day of May, 1953.

Mark R. Kulp

State Reclamation Engineer

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 21800 Amount Four (4) second feet
Water District No. _____ Priority November 27, 1950

THIS IS TO CERTIFY that **RAYMOND DAVIS AND WILLIAM D. FUHRMAN**
of **Downey, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **November 27**, 19 **50**; that Permit No. **21800**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
Four (4) second feet, was issued thereunder on **October 30**, 19 **52**, showing that said works
were completed on the **29th** day of **October**, 19 **52**; and that on the **28th**
day of **November**, 1952,
D. F. M. & M. IRRIGATION SYSTEM, Assignees of Raymond Davis and Wm. D. Fuhrman,
of **Downey**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of **Marsh Creek**
a tributary of **Portneuf River**, for the purpose of **irrigation and domestic**
use, under Use Permit No. **21800** of the **Department of Reclamation**
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page **5077**, on the **1st** day of **May**, 1953;
The right hereby confirmed dates from **November 27**, 1950;
The Point of Diversion is located
in the **SW 1/4 NE 1/4, Sec. 14**, Twp. **11 S.**, R. **36 E.**, B. M. **Bannock**
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed **Four (4)** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated		
11 S.	36 E.	11	SW NE	30	30		
			SE SW	20	20		
			NW SE	10	10		
			SW SE	20	20		
		14	NW NE	20	20		
			SW NE	25	25		
			NE NE	25	25		
			SE NE	25	25		
			NW SE	25	25		
			Number of Acres Actually Irrigated - - -				200

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
1st day of **May**, 19 **53**.

(SEAL) MARK R. KULP
State Reclamation Engineer

Nº 21774
29-2293

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29493
PERMIT No. 21774
DISTRICT No.

1. Name of Applicant: W. H. JENSEN

Postoffice address: Downey

County: Bannock

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(c) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: Four (4)

cubic feet per second.

3. Source of water supply: Marsh Creek

which is a tributary of Portneuf River

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B. M., and is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 3 , T. 12 S. , R. 37 E. , B.M., County of Bannock

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 4,000.00

8. Kind of works: Pump, pipe-line, power line and ditches.

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe 16 inches; length of conduit Pipe line 120 feet. miles.

Average grade per mile feet.

12. The time required for the completion of such work is Two (2) years.

13. The time required for the complete application of the water to the proposed use is One (1) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

W. H. JENSEN *Applicant.*

By

Mrs. W. H. Jensen *Agent.*

Date of first receipt at Department of Reclamation: 11:30 A. M. November 4, 1950

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21774
Recorded in Book 78 Page 21774 Approved November 10, 1950
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and
hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before January 10, 1951 and to continue diligently and uninterruptedly to completion,
unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before November 10, 1951
The whole of said work to be completed on or before November 10, 1952
Beneficial use of water appropriated in accordance herewith, to be made on or before November 10, 1953

WITNESS My hand this 10th day of November, 1950

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, C. A. ROBINS, Governor of the State of Idaho,
and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 10th
day of November, 1950.
Countersigned: STATE OF IDAHO
(SEAL) By C. A. ROBINS
By J. D. "CY" PRICE Governor.
Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
12 S.	37 E.	3 4 10																	80 40 80
							40	40									40		200
			Total Number of Acres to be Irrigated -																
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that W. H. JENSEN of Downey, County of Bannock, and State of Idaho, the holder of 21774, issued upon application No. 29493 bearing date of priority of November 4, 1950, authorizing the diversion of second feet of the waters of Marsh Creek, a tributary of Portneuf River, County of Bannock, State of Idaho, for purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying place of intended use Three (3) second feet of the waters of Marsh Creek; that the point of diversion of said NW1/4 SW1/4 Section 3, Township 12 South, Range 37 East, B.M. and that the lands proposed to be irrigated by the are described as follows, to-wit: 3 1/2 SW1/4 Section 3; N 1/2 NW1/4 Section 10; SE1/4 SE1/4 Section 4; All in Township 12 South, Range 37 East, B.M. Witness my hand this 18th day of May, A.D. 1953. Proof of completion of works made August 25, 1952. Certificate of completion of works made May 18, 1953. LICENSE ISSUED FOR 3 SEC. FT. page 5078																			
																	MARK R. KULP State Reclamation Engineer		

April 17, 1970

C
O
P
Y
Re: Water License No. 21774/29-2293

Mr. Leonard O. Kingsford
Attorney at Law
160 South Main
Soda Springs, Idaho

Dear Mr. Kingsford:

Enclosed is a copy of water license no. 21774/29-2293 pursuant to your request. Our research of the records has failed to identify other water rights for the land in question. We have the land list and shall continue looking. If we find any additional information, we shall contact you.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:tg

Enc: copy of license

SCANNED

MAY 01 2001

29-2293
21774

(Form No. 1)

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No.

Permit No.

District No.

1. Name of applicant: W H Jensen
 Post office address Downer County Bannock State Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:

II. The financial resources of the applicant are: (a) Cash on hand: \$

- (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:

2. Quantity of water claimed: 1 cubic feet per second

3. Source of water supply: Marsh Creek
 which is tributary of Padonut Run

4. Location of point of diversion: 300 feet distant from the NE corner
SE 1/4 of Section 3, T. 12S R. 37E, B. M., and is in the NE 1/4 of Section 3, T. 12S R. 37E, B. M., County of Bannock

5. Water is to be used for: Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
 T., R., B. M., in the of Section T., R., B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet
 distant from the corner of Section T., R., B. M., in the
 of Section T., R., B. M.

7. Estimated cost of works: \$ 4800.00

8. Kind of works: Pump, Pipe Line, Power Line Ditch, Lateral
 (Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam feet; length of dam at top feet; length of dam at bottom
 (If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)
 feet; material used in dam

10. Size of headgate: Width feet; Height feet.

11. Ditch: Width at bottom feet; Width at water line feet; Depth of water feet;

Dimensions of flume; Diameter of pipe 16" inches;

Length of conduit 120 feet miles. Average grade per mile feet.

21774

12. The time required for the completion of such work is years.

13. The time required for the complete application of the water to the proposed use is additional years.

14. The land to be irrigated is described in the following tabulation:

(Give irrigable acreage in each 40-acre subdivision)

[illegible]

Total Number of Acres to be Irrigated.....200

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:.....

None of the 2000 cases

21774

16. (a) Is reservoir to be used? (If so, fill in (b) and (c) below.)

(b) Name of reservoir and number of Storage Permit:

(c) Date of filing of Application for Storage Permit and Name of Applicant:

Remarks:

BE IT KNOWN That the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

W. H. Jensen Applicant.

By _____, Agent

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I, _____, of _____, County of _____, State of _____, do hereby certify that I am the owner of the land on which the spring mentioned in the application of _____ is located, to-wit: _____

and that I do hereby grant unto the said _____ permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO
County of Ada } ss.

On this 3rd day of November, 1950, before me, a Notary Public for the State of Idaho, residing at Baie, personally appeared W. H. Jensen known to me to be the person whose name subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires

Dec 12, 1950 Lauretta Shawhan
Notary Public.

21774

Approval of State Reclamation Engineer

The number of this permit is _____

Recorded in Book _____ Page _____ Approved _____

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$_____ to be filed before _____

Work to begin on or before _____, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before _____

The whole of said work to be completed on or before _____

Beneficial use of water appropriated in accordance herewith, to be made on or before _____

Witness my hand this _____ day of _____, 195_____.

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, _____ Governor of the State of Idaho, and _____, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this _____ day of _____, 195_____.

Countersigned:

STATE OF IDAHO

By _____
Secretary of State.

By _____
Governor.

No. _____
PERMIT
Date of first receipt at office of State Reclamation Engineer _____
Returned to applicant for correction _____
Corrected application received _____
Fees, \$ _____
FILING FEES FOR USE PERMIT:
For the first Sec. Ft. _____ \$5.00
For each additional Sec. Ft. or Fraction _____
Thereof _____ .25

21774

May 21, 1953

RE: Permit No. 21774

Mr. W. H. Jensen
Downey
Idaho

Dear Mr. Jensen;

We enclose Certificate of Completion of Works, also License and Certificate of Water Right issued under Permit No. 21774, confirming your right to the use of 3 second feet of water from Marsh Creek, with priority of November 4, 1950, and point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3, Township 12 South, Range 37 East, B.M., for the irrigation of land in the S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 10, Township 12 South, Range 37 East, B.M.

We also enclose departmental receipt No. 25920 for \$15.00 fees paid in connection with proofs of completion of works and beneficial use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21774

RECEIVED

MAY 4 1953

Payson, Idaho
April 27, 1953

Dear Mr. Kulp: Department of Reclamation

Enclosed is my check for \$15.00:
\$5.00 for Certificate of Completion of Works
and \$10.00 License Fee, re Permit
No. 21774.

Thank you very much for your
cooperation.

21774

Very truly yours,

W. H. Jensen

April 23, 1953

RE: Permit No. 21774

Mr. W. H. Jensen
Downey
Idaho

Dear Mr. Jensen:

We now have on file the report of our field engineer on examination for completion of works and beneficial use on Permit No. 21774.

Certificate of Completion of Works and License can be issued for 3 cubic feet per second of water from Marsh Creek for use on the S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 10, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, Township 12 South, Range 37 East, B.M.

The statutory fees amount to \$5.00 for Certificate of Completion of Works and \$10.00 License fee. The latter being at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21774

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21774This proof is for Completion of Works and Beneficial Use in Water District No. _____1. Name of applicant W. H. Jensen, Downey, Idaho2. Source of water supply: Marsh Creek3. Location of point of diversion: Is in the NW 1/4 SW 1/4 of Section 3T. 12 S. R. 37 E. County of Barnock

4. Describe works as they exist, giving dimensions and capacities of same: Worthington pump
centrifugal, dark l.vane, 8" in. 6" out. 50 h.p. Westinghouse Motor 240V. 3 ph.
1725 r.p.m. horizontal. Mtd. on planks over a constructed sump connected to
Marsh Cr. Wood and canvas cover. Says water is delivered @ 40^{ft} at 1 in's^{sq}
Vert. lift = 95 Feet.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: _____

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW 1/4 Section 3;NW 1/4 Section 10;SE 1/4 Section 4;Twp. 12 South, Range 37 East, B. M.See Map.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Snake River via Portnevo

Remarks: At one time about 40 yrs ago a water power lift
was installed to irrigate part of this by a Mr. Burns. Broke him

Mr. Dan Jensen operates the farm. Is changing to 100 h.p. unit.
Water cooled present motor so that it could operate at
30% overload.

This examination was made on the 17 day of April, 1953(Signed) E. M. Humphrey Examiner.

21774

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

W. H. Jensen.

Downey, Idaho

Permit No. 21774

Examination for Completion of Works
and Beneficial Use

County Benack

S.3. - 12S - 37E

Q = 4.0 cfs.

S = Marsh Creek

P.L. = NWSW Sec. 3 - T. 12S - R. 37E

Use = Irrigation

$\frac{3}{32} \times \frac{11}{64}$

RECEIVED
APR 20 1953

Department of Reclamation

Priority = Nov. 4, 1950
Due = Nov. 10, 1953

4000' Steel x 12"-10"-8"-6"

2360' x 10"
320' x 12"
660' x 6"
1328' x 8" } main.

5 laterals 1/4 mi. each x 4" A.I.

40/1320
1220
160

60" head. 40" end of line.

Worthington Pump
8" in. 6" out. #1372474

double vane centre

50hp. - voltage 240V.

1755 gpm - #1-22V41M.

3ph - 60cy. operated @ 30% overload.

8' above water

95' head @ pump against.

del. to S. thru 12" line

135' against nozzle

95' lift
230' total h.

designed for 1300 gpm.

1B

R. 37E.

28

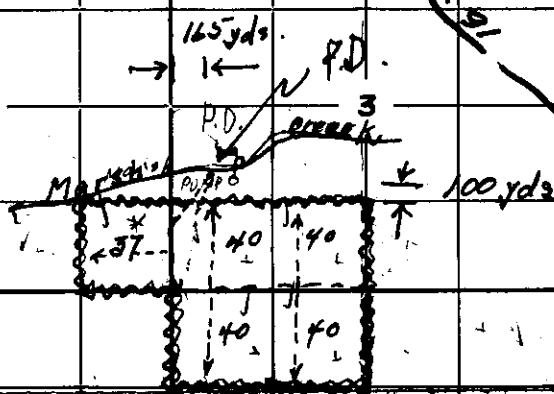
27

DOWNEY

33

34

T.
12
S.



Burns homestead
had a water right.

$Q = 150$ inches

Area = 197 acres.

Permit 11313 covers same ground
by Geo. B. Burns.

Compl. / Wks made June 21-1919.
for 6.4 cfs.

B/W not made

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21774

REPORT ON PROOF OF Completion of Works and Beneficial Use

W. H. JENSEN, Downey, Idaho

3 cfs
max

app. 4 cfs

197 acres -

5-40's

April 21, 1953

RE: Permit No. 21774

Mr. W. H. Jensen
Downey
Idaho

Dear Mr. Jensen:

Since returning to the office, I have checked regarding decreed rights on Marsh Creek and find that a decree was made in 1896 in the District Court under Judge D. W. Stanrod. It appears to be somewhat limited in scope; perhaps the region was not cultivated as much then as it is today. It probably pertains to only a small area toward the headwater.

Without having read the decree too carefully, it seems that at times all water of the left hand fork of Marsh Creek were being used and that certain rights out of it, being junior to other rights on the main Marsh Creek, at times perhaps not nothing but culinary and domestic water.

Apparently on the main stem of Marsh Creek, plus the left hand fork, there was decreed a total of 348 inches. There may be additional records in the county pertaining to Marsh Creek, copies of which are not in this office. However, I feel quite certain that this is only a partial decree referring to a certain section of the stream, and that there is a long stretch of the stream without any decree on it.

It may be that water conditions were different than they are today. It may be that there is more water at present. At the time of the decree, the region was apparently unsurveyed and the lands to which the water was made appurtenant would have to be determined by knowing the ownership at that time because the decree for each individual is for a specified amount of water to a certain man for the lands that he was farming.

I have also checked regarding the rights which you though were established by Mr. George B. Burns and find that he did make a filing and the same is of record in books in this office as Permit No. 11313. They carried it to completion of works in June of 1919, and nothing more has ever been done.

I am turning in the report on Permit No. 21774, and recommending that you be given license for 150 inches.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Murphrey
Deputy State Reclamation Engineer

21774

W:fg

April 14, 1953

RE: Permit No. 21774

Mr. W. H. Jensen
Downey
Idaho

Dear Mr. Jensen:

State law requires an inspection by a member of this department before license can be issued on any permit.

I intend to make inspection on Friday, April 17, 1953, in connection with your Permit No. 21774. Will you please accompany me on this inspection.

I hope to be at your place before noon.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg

21774

✓
September 26, 1952

RE: Permit No. 21774

Mr. W. H. Jensen
Downey
Idaho

Dear Mr. Jensen:

This morning's mail brings us affidavit of publication in the Downey Comet, which together with the affidavits of yourself and two witnesses previously received, completes your proof of beneficial use.

However, before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21774

PROOF OF PUBLICATION

STATE OF IDAHO
COUNTY OF BANNOCK

SS

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

NOTICE IS HEREBY GIVEN that at 11:00 A. M., on the 25th day of August, 1952, at Downey, County of Bannock, State of Idaho, before E. R. Davis, Notary Public, proof will be submitted of the completion of works for the diversion of four (4) cubic feet per second of the waters of Marsh Creek and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 21774 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are W. H. Jensen, Post Office Address: Downey, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is Four (4) cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to

beneficial use is Four (4) cubic feet per second.

4. The place where said water is used is N $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10, S $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, and SE $\frac{1}{4}$ of Section 4, Townsite 12 S. Range 37 E. B. M., in Bannock County, Idaho.

5. The date of priority which said user is prepared to establish is November 4, 1950.

21774 MARK R. KULP
State Reclamation Engineer
8-21-4d

Ruth Paysen being first duly sworn, deposes and says that he is the Principal Clerk of the DOWNEY COMET and the BANCROFT STANDARD, a weekly newspaper published in DOWNEY, Bannock County, in the State of Idaho. That the notice, a true copy of which is hereto attached was published in The DOWNEY COMET and The BANCROFT STANDARD for four consecutive weeks, first publication having been made on the 31st day of July 1952, and the last publication having been made on the 21st day of August, 1952.

That said paper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of said notice or advertisement, and is a newspaper within the meaning of the laws of Idaho.

SUBSCRIBED and SWORN TO before me this 12th day of September A. D. 1952

Ruth Paysen
Blene E. Cook
Notary Public

M. E. Bannock, Idaho
my Commission expires
1 August 1954
21774

✓
September 8, 1952

RE: . Permit No. 21774

Mr. W. H. Jensen
Downey
Idaho

Dear Mr. Jensen:

We acknowledge receipt of the depositions of yourself and two witnesses in proof of beneficial use under Permit No. 21774.

However, the affidavit of publication is a necessary part of this proof and if you have not received it from the Downey Comet, we suggest you take the matter up with them at once, as they were instructed to send the affidavit to you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

91774

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 8 1952
Department of Reclamation

Permit No. 21774

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. W. H. Jensen, Downey, Idaho, Farming and Livestock

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. acting for self

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 21774 - Date of application - November 4, 1950.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Marsh Creek is source of supply. Place of diversion is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of

Section 3, Township 12 South, Range 37 E. B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Electric Centrifugal Pump and pressure sprinkler system, in addition to gravity.

Capable of conveying 4 second feet. Pump discharge figured by civil engineer.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for irrigation. Description: S $\frac{1}{2}$ SW $\frac{1}{4}$ S. 3, T. 12S. R. 37 EBM - 80 acres;
N $\frac{1}{2}$ NW $\frac{1}{4}$ S. 10, T. 12S. R. 37 EBM - 80 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ S. 4, T. 12S, R. 37 EBM - 40 acres.
All land cultivated since water has been applied. Fences have been completed. Pumping
system installed. Sprinkler system in use. Crops grown and are being harvested from
above described land.

21774

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. For irrigation only .

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. Four second feet.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. Permit issued to me.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. The water has been used on the above described property during crop years 1951 and 1952.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign) W. V. Jensen

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Downey, County of Bannock, State of Idaho, on this 25 day of August, A. D. 1952.

My commission expires 9-15-52

21774

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21774

_____ and Completion of Works
Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Lorin Criddle, Age 62, Residence - Downey, Idaho, Occupation - Farming

Ques. 2. Are you acquainted with W. H. Jensen, the holder of Permit No. 21774? How long have you known him and where does he reside?

Ans. Yes. I have known him 35 years. He resides at Downey, Idaho

Ques. 3. Have you read or heard read said Permit No. 21774, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Marsh Creek is source of supply. Place of diversion is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, Township 12 South, Range 37 E. B. M. Works - Electric centrifugal Pump - distributed by pressure sprinkler system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. approximately four second feet.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for irrigation. Description: S $\frac{1}{2}$ SW $\frac{1}{4}$ S. 3, T. 12S., R. 37 EBM - 80 acres; N $\frac{1}{2}$ NW $\frac{1}{4}$ S. 10, T. 12S., R. 37 EBM - 80 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ S. 4, T. 12S, R. 37 EBM - 40 acres. The above described land has been cultivated since water has been applied. Fences have been completed - pumping system installed - sprinkler system in use. Crops have been grown and are now being harvested from above described land.

21774

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. For irrigation only

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Land was in sage prior to installation of pumping system and sprinkler. It has since been broken out and is being used to raise grain. Four second feet of water seems to be sufficient for profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have witnessed the entire transformation of the ground from growing sage to growing wheat. The system has been used during 1951 and 1952.

(Signed) Loim Criddle

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Downey,

County of Bannock, State of Idaho, on this 25 day of August,
A. D. 19 52.

C. A. Downey
Notary Public.

My commission expires 9-15-52

21774

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21774

_____ and Completion of Works
Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. B. M. Almond, Age 48, residence Downey, Idaho, occupation - Farming

Ques. 2. Are you acquainted with W. H. Jensen, the holder of Permit No. 21774? How long have you known him and where does he reside?

Ans. Yes, - 40 years, - resides at Downey, Idaho

Ques. 3. Have you read or heard read said Permit No. 21774, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Marsh Creek is source of supply. Place of diversion is in Section 3, Township 12 South, Range 37 E. B. M. (NE $\frac{1}{4}$ SW $\frac{1}{4}$ S. 3, T. 12S. R. 37 E.B.M.)
Electric centrifugal Pump - distributed by pressure sprinkler system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. approximately four second feet

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for irrigation. Description: S $\frac{1}{2}$ SW $\frac{1}{4}$ S. 3, T. 12S. R. 37 EBM - 80 acres;
N $\frac{1}{2}$ NW $\frac{1}{4}$ S. 10, T. 12S. R. #37EBM - 80 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ S. 4, T. 12S, R. 37 EBM. 40 acres.
All cultivated since water has been applied. Fencing completed. Pumping system installed. Sprinkler system in use. Crops being harvested from above described land.

21774

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. For irrigation only.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

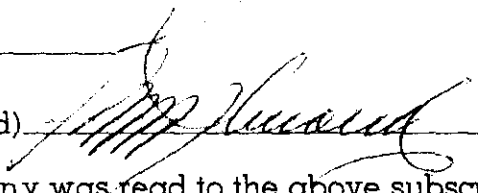
Ans. Four second feet of water is apparently sufficient for profitable cultivation.
Land was previously in sage brush and has been broken out and is being used for raising grain.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

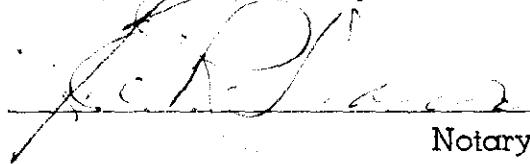
Ans. During 1951 and 1952 on many occasions I have personally gone over the property and have seen the water applied to beneficial use, and very effectively.

(Signed) 

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Downey,

County of Bannock, State of Idaho, on this 25 day of August,

A. D. 19 52.


Notary Public.

My commission expires 9-15-52

21774

✓
August 13, 1952

Re: Permit No. 21774

Mr. F. W. Hadley
Downey, Idaho

Dear Mr. Hadley:

Reference is made to your letter of ✓
August 11th, inquiring relative to Permit No. 31774
of W. H. Jensen.

As stated in the published notice, this
permit is for four second feet of water from Marsh Creek,
with priority of November 4, 1950.

The issuance of a license under this permit
will be for unappropriated water, and can in no way
affect prior existing rights.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

21774

RECEIVED

AUG 12 1952

Department of Reclamation

Aug 11, 1952
Downey, Ida.

Mark D. Kulp.
State Reclamation Eng.
Doe. Ida.

Dear Sir:

Please inform me as to the
Class of water use permit being
applied for by W. H. Jensen,
Downey, Idaho, out of Marsh
Creek - permit no. 21774.

Will this effect in any way
the rights we now established?

Thanking you for this
information I remain,
Respectfully yours,

J. H. Hadley
Downey, Idaho

21774

✓
July 22, 1952

RE: Permit No. 21774

Mr. W. H. Jensen
Downey
Idaho

Dear Mr. Jensen:

We have completed the notice for proof of completion of works and beneficial use under your Permit No. 21774, to show that they will be made at 11:00 a.m., August 25, 1952, at Downey, Idaho, before E. R. Davis, Notary Public.

A copy of the notice has been sent to the Downey Comet with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set, you should appear before Mr. Davis together with your two witnesses for the purpose of executing the depositions, forms for which are enclosed.

These depositions are to be returned to this department together with the affidavit of publication which is a necessary part of this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21774

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21774

Date: July 22, 1952

Downey Comet

Downey, Idaho

Gentlemen:

Enclosed you will find notice for publication once
a week for four consecutive weeks prior to **August 25, 1952**
the date set for proof, the expense of the publication to be
paid by the applicant, **W. H. Jensen, Downey, Idaho**
~~for~~, to whom you should furnish
proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish
this office with a copy of the first publication.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Jeannie L. Anderson
Chief Clerk

21774

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at _____ M., on the _____
day of _____, 19____, at 11:00 A. 25th
August 52 Downey
State of Idaho, before _____

Bannock E. R. Davis, Notary Public
proof will be submitted of the completion of works for the diversion of _____
cubic feet per second of the waters of _____ four (4)
and of _____
the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. 21774 heretofore issued by the Department of Reclamation
of the State of Idaho.

1. The name and postoffice address of the person or corporation
holding said permit are _____

W. H. JENSEN, - Post Office Address: Downey, Idaho

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of con-
veying to the place of use, in accordance with the plans accompanying the appli-
cation for such permit, is _____ cubic feet per second.

FOUR (4)

3. The use to which said water has been applied is _____
_____ purposes, and the amount applied to beneficial use is
IRRIGATION
_____ cubic feet per second.

FOUR (4)

4. The place where said water is used is _____
N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 10,
S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 3, and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4, Townsite 12 S. Range 37 E.B.M.,
in Bannock County, Idaho.

5. The date of priority which said user is prepared to establish is
November 4, 1950

MARK R. KULP
State Reclamation Engineer

21774



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

July 17, 1952

RE: Permit No. 21774

RECEIVED
JUL 22 1952
Department of Reclamation

Mr. W. H. Jensen
Downey
Idaho

Dear Mr. Jensen:

We have your letter of July 14, 1952, enclosing notice of proof of completion of works and beneficial use under Permit No. 21774.

We can complete this so far as the number of permit and the priority date are concerned, but the date may be set at any time prior to November 10, 1952, convenient for you and your two witnesses, but must be sufficiently far ahead to allow for four weeks' publication in the Downey Comet.

If you will advise us as to this date ^{for proof} and the name of the Notary Public, we will be glad to complete the notice and send a copy to the newspaper with instructions in regard to publishing.

Very truly yours,

Mark R. KULP
State Reclamation Engineer

By *Jeanne L. Anderson*
Chief Clerk

A:fg

Date of proof, Monday, August 25, 1952
Notary Public, ~~21774~~ E. R. Davis, Downey, Idaho
Dates of Publication of notice: July 31,
August 7, 14, 21.

Witnesses: B. M. Almond, Downey, Idaho
Loren Criddle, Downey, Idaho

21774

Downey, Idaho, July 14, 1952.

RECEIVED
JUL 15 1952

Department of Reclamation

Honorable Mark Kulp,
State Reclamation Engineer,
Boise, Idaho.

Dear Sir:

I am enclosing herewith NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE, and letter of authorization to publish same in the Downey Comet, which is published at McCarmon, Ida.

You will observe that I did not include the date, the number of the Permit, and the date of priority. These are in your office, I am quite certain, and I ask that you insert them in the notice. If you do not have the information there, please return the papers, and I will look up the information in my files.

Yours very truly,


W. H. Jensen.

21774

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 14, 1952.

(P. O.) Downey, Idaho.

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
DOWNEY COMET of McCammon, Idaho, published in
the county in which the works are situated.

W. H. Jensen

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

W. H. Jensen

Engineer.

21774

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Permit No. 21774

Date November 17, 1950

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SALE as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. W. h. Jensen
Downey, Idaho

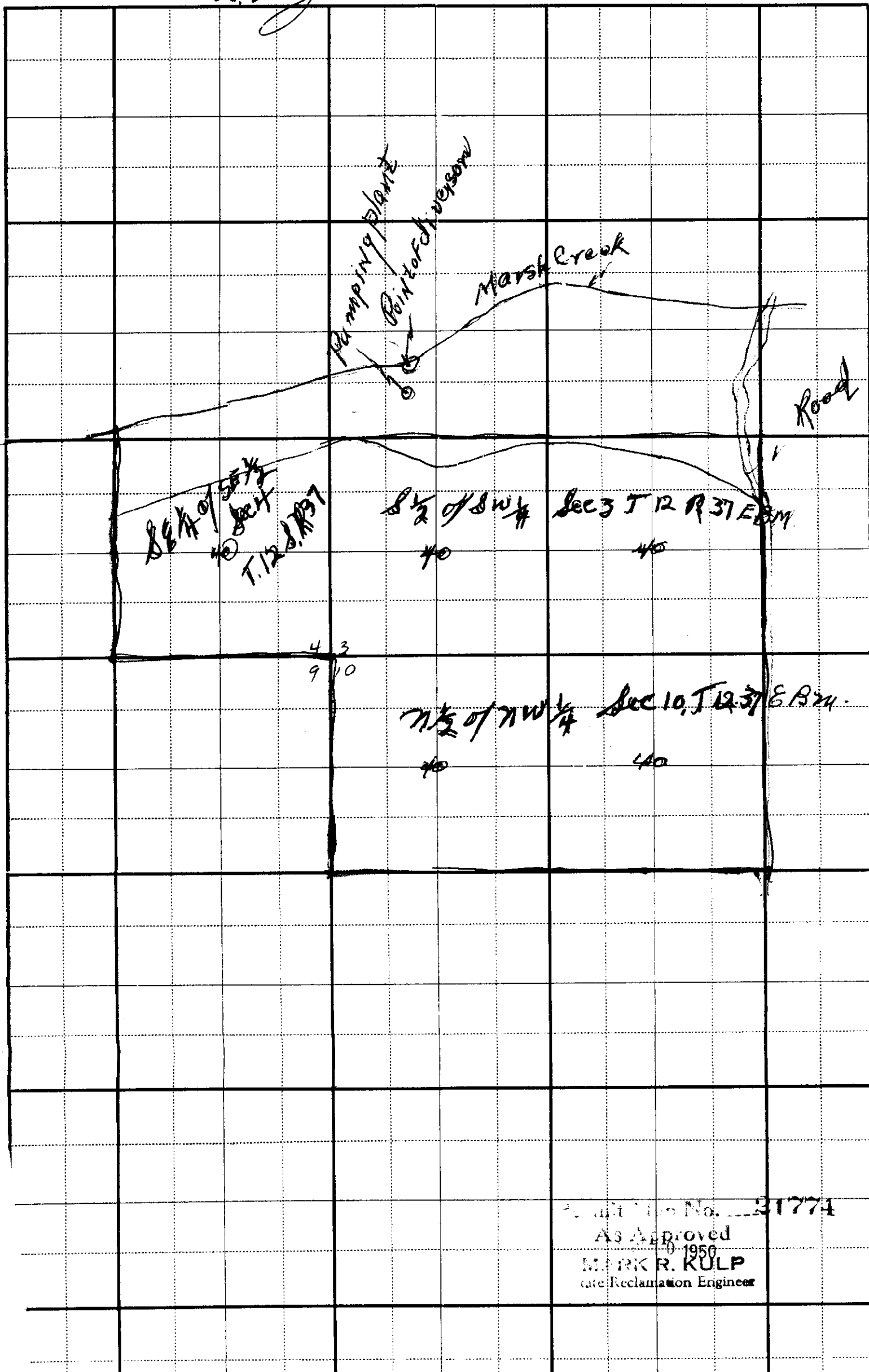
MARK R. KULP
State Reclamation Engineer

21774

NAME OF APPLICANT

W. A. Jensen

Form No. 0



Plan No. 21774
As Approved
1950
MARK R. KULP
State Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

21774